

## **9 FAM 42.54**

### **Order of consideration.**

*(TL:VISA-184; 01-22-1999)*

#### **(a) General.**

*(TL:VISA-184; 01-22-1999)*

Consular officers shall request applicants to take the steps necessary to meet the requirements of INA 222(b) in order to apply formally for a visa as follows:

- (1) In the chronological order of the priority dates of all applicants within each of the immigrant classifications specified in INA 203(a) and (b);
- (2) In the random order established by the Secretary of State for the fiscal year for all applicants specified in INA 203(c).

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### **9 FAM 42.54 Related Statutory Provisions**

#### **INA 203(e), in part**

*(TL:VISA-48; 10-1-91)*

(e) ORDER OF CONSIDERATION.—(1) Immigrant visas made available under subsection (a) or (b) shall be issued to eligible immigrants in the order in which a petition in behalf of each such immigrant is filed with the Attorney General (or in the case of special immigrants under section 101(a)(27)(D), with the Secretary of State) as provided in section 204(a).

(2) Immigrant visa numbers made available under subsection (c) (relating to diversity immigrants) shall be issued to eligible qualified immigrants strictly in a random order established by the Secretary of State for the fiscal year involved.

#### **INA 203(d)**

*(TL:VISA-48; 10-1-91)*

For the provisions of INA 203(d), see 9 FAM 42.31 Related Statutory Provisions.